

Figure SC810.F47. Sample Controversion Letter - Occupational Disease Not Related to Employment

**USE INSTALLATION LETTERHEAD**

FROM: AAAA-BB

Date

SUBJECT: Controversion of FECA Claim - James G. Blue, DOI: January 3, 1994

TO: Office of Workers' Compensation Program  
Street Address  
City, State Zip Code

Dear Claims Examiner:

We are forwarding the enclosed Form CA-2, "Notice of Occupational Disease and Claim for Compensation," filed by our employee, James G. Blue, for your adjudication. We cannot concur that Mr. Blue's claim for severe sinus condition is caused by his employment with the U.S. Air Force. Mr. Blue alleges that he works in a dusty, closed-in environment, which causes him to have difficulty in breathing, headaches, and sinus congestion.

Recently taken dust samplings (Encl 2) are well within OSHA standards in the area where he works. The base supply store where he stocks shelves is vacuumed and dusted daily (Encl 3) and the building is equipped with an air conditioning system, which filters the air as well as provides a comfortable temperature (Encl 4). Please note that Mr. Blue suffered a sinus condition prior to being employed by the U.S. Air Force (Encl 5).

Mr. Blue's personal statement and the comments submitted by his immediate supervisor are enclosed as required. Please note the discrepancy between Mr. Blue's statements and those of his supervisor concerning the nature and the duration of the claimant's exposure to substances.

Based on all available information concerning Mr. Blue's claim, we do not believe that his sinus condition is casually related to his employment factors. We request your thorough review of this claim based on the evidence submitted in this letter.

If you have any questions, please call me at (614) 552-0001.

Sincerely,

MELVIN A. BROWN  
Injury Compensation Program  
Administrator

5 Encl

1. Form CA-2 w/Supv & Empl Stmt
2. Samplings
3. Statement
4. Temperature Reading
5. Physical

CC: BBBB-BB (Mr. James G. Blue)